

HOUSE JOURNAL

FORTY-FIRST LEGISLATURE, SECOND CALLED SESSION

PROCEEDINGS

FIRST DAY.

Hall of the House of Representatives,
Austin, Texas, June 3, 1929.

In obedience to the proclamation of His Excellency, Dan Moody, Governor of Texas, convening the Forty-first Legislature to meet in Special Session at Austin, the seat of government, this the 3rd day of June, 1929, the members of the House of Representatives assembled in Representative Hall and at 12 o'clock m. the House was called to order by Hon. W. S. Barron, Speaker.

Speaker Barron then directed the Clerk to call the roll.

The roll was called, and the following members were present:

Mr. Speaker.	Hardy.
Acker.	Harding.
Ackerman.	Harman.
Adkins.	Harper.
Albritton.	Harrison.
Baldwin.	Hines.
Barnett.	Holder.
Beck.	Hopkins.
Bond.	Hornaday.
Bounds.	Hubbard.
Bradley.	Jenkins.
Brice.	Johnson
Brooks.	of Dimmit.
Carpenter.	Johnson of Smith.
Coltrin.	Johnson of Scurry.
Conway.	Jones.
Cox of Navarro.	Justiss.
Cox of Lamar.	Keeton.
Cox of Limestone.	Keller.
Davis.	Kemble.
DeWolfe.	King.
Dunlap.	Land.
Duvall.	Lee.
Ewing.	Lemens.
Finn.	Long of Houston.
Forbes.	Long of Wichita.
Gates.	Loy.
Gerron.	Mankin.
Gilbert.	Marks.
Giles.	Mauritz.
Graves	Maynard.
of Williamson.	McKean.
Graves of Erath.	Mehl.

Metcalf.	Sherrill.
Montgomery.	Shipman.
Moore.	Simmons.
Mullally.	Sinks.
Murphy.	Smith.
Negley.	Speck.
Nicholson.	Stephens.
O'Neill.	Stevenson.
Palmer.	Strong.
Patterson.	Thompson.
Pavlica.	Thurmond.
Petsch.	Tillotson.
Pool.	Van Zandt.
Pope of Nueces.	Veatch.
Prendergast.	Wallace.
Purl.	Warwick.
Quinn.	Webb.
Ray.	White.
Reader.	Wiggs.
Reid.	Williams
Renfro.	of Sabine.
Richardson.	Williams
Rountree.	of Travis.
Sanders.	Woodall.
Savage.	Young.
Shelton.	

Absent.

Anderson.	Minor.
Avis.	Morse.
Baker.	Pope of Jones.
Bateman.	Rogers.
Chastain.	Shaver.
Eickenroht.	Snelgrove.
Finlay.	Turner.
Fuchs.	Waddell.
Kayton.	Walters.
Kincaid.	Westbrook.

Absent—Excused.

Enderby.	McDonald.
Heaton.	McGill.
Hefley.	Mosely.
Hogg.	Olsen.
Kennedy.	Storey.
Kenyon.	Tarwater.
Kinnear.	Williams
Martin.	of Hardin.
McCombs.	Woodruff.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

PROCLAMATION BY THE GOVERNOR.

The Speaker laid before the House and had read the following proclamation by the Governor:

Whereas, Necessity exists for legislative action on the following subjects:

1. Regulation of public utilities;
2. Taxation and revenue;
3. Public education;
4. Revenues for the support of the Highway Department;
5. Appropriations for the support of the departments and institutions for the ensuing biennium;
6. Priority rights in public waters;
7. Laws dealing with formation of companies for the sale of stock and shares therein, and with the sale of stock, shares and securities;
8. Amendments to the statutes prescribing judicial procedure obtaining in this State;

Now, therefore, I, Dan Moody, Governor of the State of Texas, do, by virtue of the authority vested in me by the Constitution of this State, hereby call a Special Session of the Forty-first Legislature to be convened in the city of Austin, commencing at 12 o'clock, noon, on Monday, the third day of June, A. D. 1929, for the purpose of taking legislative action upon the above-named subjects.

In testimony whereof, I hereunto sign my name and cause to be impressed hereon the seal of the State of Texas at Austin, this the 30th day of May, A. D. 1929.

DAN MOODY,
Governor of Texas.

By the Governor:
JANE Y. McCALLUM,
Secretary of State.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. McCombs for today, on motion of Mr. Johnson of Dimmit.

Mr. Kenyon for today, on motion of Mrs. Moore.

Mr. McGill for today, on motion of Mr. Barron.

Mr. Enderby for today and the balance of the week, on motion of Mr. Barron.

Mr. Tarwater for today, on motion of Mr. Harman.

Mr. Hogg for today, on motion of Mr. Thompson.

Mr. Mosely and Mr. Heaton for today, on motion of Mr. Metcalfe.

Mr. McDonald for today, on motion of Mr. Gerron.

The following members were granted leaves of absence on account of illness:

Mr. Olsen and Mr. Woodruff for today, on motion of Mr. Smith.

Mr. Williams of Hardin for today and the balance of the week, on motion of Mr. Quinn.

Mr. Kinnear for today, on motion of Mr. Nicholson.

Mr. Martin for today, on motion of Mr. Baldwin.

Mr. Prendergast for today, on motion of Mr. Hines.

Mr. Hefley for today, on motion of Mr. McKean.

Mr. Kennedy for today, on motion of Mr. Bounds.

Mr. Reid for today, on motion of Mr. Adkins.

Mr. Storey for today, on motion of Mr. Hornaday.

PROVIDING FOR EMPLOYES OF THE HOUSE.

Mr. Holder offered the following resolution:

Resolved, That the Speaker of the House shall appoint the following employes for the Second Called Session of the Forty-first Legislature, to serve for such compensation as hereafter provided:

One parliamentarian to the Speaker, \$10 per day.

One private secretary to the Speaker, \$7.50 per day.

One clerk for Speaker's office, \$4 per day.

One bill clerk for Speaker's office, \$5 per day.

One porter to the Speaker, \$3 per day.

One secretary to Chief Clerk, \$5 per day.

One clerk to Chief Clerk, \$4 per day.

One clerk to Committee on Contingent Expenses, \$7.50 per day.

One stenographer to Committee on Contingent Expenses, \$5 per day.

One clerk to Committee on Enrolling and Engrossing Bills, \$5 per day.

One warrant clerk, \$5 per day.

One assistant to Journal Clerk, \$7.50 per day.

One assistant to Calendar Clerk, \$5 per day.

One assistant to Sergeant-at-Arms, \$5 per day.

One Doorkeeper for bar of House, \$5 per day.

One Sergeant-at-Arms for gallery, \$5 per day.

One superintendent of stenographers, \$7.50 per day.

As many expert typists as in the judgment of the Speaker are needed, \$5 per day.

One clerk for Committee on Appropriations, \$7.50 per day.

Thirty expert stenographers, \$5 per day.

Ten committee clerks, \$5 per day.

One mailing clerk for Journal, \$5 per day.

One assistant mailing clerk for Journal, \$5 per day.

Four pages for Doorkeepers, \$3 per day each.

One page for Engrossing and Enrolling Divisions, \$3 per day.

One page for stenographic force, \$3 per day.

Thirty pages, \$3 per day.

One secretary to Mr. Van Zandt of Grayson county, \$4 per day.

One bookkeeper to the Sergeant-at-Arms, \$7.50 per day.

One mimeograph operator, \$5 per day.

One storekeeper to the Sergeant-at-Arms, \$4 per day.

One clerk to the Sergeant-at-Arms, \$4 per day.

One superintendent of House, \$100 per month.

One night watchman, \$5 per day.

One elevator man, \$4 per day.

Two messengers to carry papers to Confederate Home and to Woman's Confederate Home, \$2.50 per day each.

Fifteen porters, \$3 per day.

One chief operator for voting machine, \$7.50 per day.

One assistant operator for voting machine, \$5 per day.

One telegraph and telephone clerk, \$5 per day.

Resolved further, That it shall be the duty of the Speaker, and he is hereby empowered, to dispense with the services of any employe who in his judgment is not further needed, and for misconduct of any employe; and further, he shall have the power to appoint extra help when in his judgment it is necessary. The duties of the employes hereinbefore mentioned shall be such as are required by the Speaker for the House of Representatives.

Any of the employes may be excused by the Speaker for causes deemed by him sufficient; provided further, that any employe who shall be absent with-

out leave shall not receive any compensation for the time missed during said absence. The salaries of the employes shall begin when they are instructed to begin work by the Speaker.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 3, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 1, Providing for a joint session at 1 p. m., June 3, 1929, to receive Reg. L. Robbins and James Kelly.

Respectfully,

MORRIS C. HANKINS,
Assistant Secretary of the Senate.

PROVIDING FOR JOINT SESSION TO RECEIVE TEXAS ENDURANCE FLIERS.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 1, To Honor Endurance Fliers.

Whereas, On May 26, 1929, Reg. L. Robbins and James Kelly, of Fort Worth, Texas, did establish a world's record for remaining in the air for a period of 172 hours, 32 minutes and 1 second, thereby besting the record held by the United States army plane, "The Question Mark"; and

Whereas, All Texas is thrilled with pride at this marvelous achievement of these two native Texans in the Texas-named plane, "The Fort Worth," flying in Texas and leaving from and returning to Texas soil; and

Whereas, The duly-elected Representatives of the people of Texas wish to receive and personally congratulate these brave and intrepid young Texans; and

Whereas, The Governor of Texas has signified his intention of commissioning these two fliers as lieutenant-colonels and attaching them to his personal staff; therefore, be it

Resolved, by the Senate of the State of Texas, the House of Representatives concurring, That a joint session of the two bodies be held at 1 p. m., June 3, 1929, at which time Reg. L. Robbins and James Kelly be invited to be present to receive the thanks and congratulations for their remarkable achievement and

their commissions from the Governor of Texas.

The resolution was read second time, and was adopted.

PROVIDING FOR NEWSPAPERS FOR MEMBERS.

Mr. Keller offered the following resolution:

Resolved, That the members of the House be allowed three newspapers per day, the expense of same to be paid out of the contingent fund of the House.

Signed—Keller, Montgomery, Long of Houston.

The resolution was read second time, and was adopted.

PROVIDING FOR PRINTING OF HOUSE JOURNALS.

Mr. Davis offered the following resolution:

Resolved, by the House of Representatives, That 1500 copies of the House Journal of each day be printed, 100 to be delivered to the Senate, one copy to be placed on each member's desk daily, three copies to be delivered to the head of each State department, 75 copies of same to the State Library, and the remainder to be left with the Sergeant-at-Arms for distribution under the direction of the Speaker, and the Speaker is further authorized to order additional Journals at any time he deems it necessary.

The resolution was read second time, and was adopted.

PROVIDING FOR POSTAGE FOR MEMBERS.

Mr. Johnson of Dimmit offered the following resolution:

Providing for postage, supplies, etc., for members, officers and employees:

Resolved, That the Speaker be allowed \$25 for postage stamps, each member \$15, the Chief Clerk \$15, Sergeant-at-Arms \$5, the Committee on Contingent Expenses and Committee on Appropriations \$10 each, and that the Speaker be allowed \$25 and each member \$15 for telegraph and telephone expenses, to be paid out of the contingent expense fund in the usual manner; and be it further

Resolved, That the postoffice box rent of the members of the House, the Chief Clerk and the Sergeant-at-Arms be paid out of the contingent expense fund; and be it further

Resolved, That all requisitions for paper and supplies necessary for the preparation of bills, for the enrolling and engrossing rooms, the minute books

and blank paper for the use of committees, the letter-heads, envelopes, etc., to be used by members or employes of the House, be made under the direction of the Committee on Contingent Expenses.

Resolved, That the chairman of the Committee on Contingent Expenses be authorized to rent typewriters for the use of stenographers and Enrolling Clerk and Engrossing Clerk of the House, and to purchase typewriter ribbons, the cost to be paid out of the contingent expense fund of the House.

Resolved, That the Sergeant-at-Arms shall be custodian of the stationery and stationery supplies required by the House; that said supplies be obtained and disposed of and accounted for by the Sergeant-at-Arms, as provided by Rule 3, Section 4, of the Rules of the Thirty-third Legislature.

The resolution was read second time, and was adopted.

PROVIDING FOR COMMITTEES TO NOTIFY GOVERNOR AND SENATE.

Mr. Wallace offered the following resolution:

Resolved, That the Speaker appoint two committees, of five members each, one to notify the Governor and the other to notify the Senate, that the House is organized and ready for business.

Signed—Wallace, Holder, Pool, Murphy.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committees:

To notify Governor: Messrs. Tillotson, Montgomery, Harman, Carpenter and Mrs. Moore.

To notify Senate: Mrs. Negley and Messrs. Pope of Nueces, Hines, Justiss and Johnson of Smith.

HOUSE NOTIFIED.

A committee from the Senate appeared at the bar of the House and, being duly announced, stated that the Senate is now organized and ready for the transaction of business.

SENATE NOTIFIED.

The committee appointed to notify the Senate that the House is now organized and ready for the transaction of business appeared at the bar of the House and, being duly announced, stated that they had performed the duty assigned them.

GOVERNOR NOTIFIED.

The committee appointed to notify the Governor that the House is now organized and ready for the transaction of business appeared at the bar of the House and, being duly announced, stated that they had performed the duty assigned them.

EMPLOYEES ANNOUNCED.

The Speaker announced the appointment of the following employes:

Parliamentarian, Oveta Culp.
 Private secretary to Speaker, Maude Nowlin.
 Clerk for Speaker's office, Sumner M. Ramsey, Jr.
 Bill clerk for Speaker's office, Ross D. Terry.
 Honorary page to Speaker, to serve without pay, John Samuel Wallace.
 Porter to Speaker, Joe Kemble.
 Secretary to Chief Clerk, Lillian Paterson.
 Clerk to Chief Clerk, James Wiginton.
 Clerk to Committee on Contingent Expenses, Jessie Neal.
 Stenographer to Committee on Contingent Expenses, Delphine Moore.
 Clerk to Committee on Enrolling and Engrossing Bills, A. K. Daniel.
 Warrant Clerk, Mrs. Susie Rudasil.
 Assistant to Journal Clerk, Gussie Evans.
 Assistant to Sergeant-at-Arms, Rand Roberts.
 Assistant to Calendar Clerk, Burck Smith.
 Doorkeeper for bar of House, Fernando Williams.
 Sergeant-at-Arms for gallery, Sam Pharr.
 Superintendent of stenographers, Mrs. Norine Crosby.
 Clerk for Committee on Appropriations, T. L. Childs.
 Mailing clerk for Journal, Miss Lucy Read.
 Assistant mailing clerk, Grace Caruthers.
 Page for Engrossing and Enrolling Divisions, Emmet Davis.
 Secretary to Mr. Van Zandt of Grayson county, Mrs. Olin Van Zandt.
 Bookkeeper to Sergeant-at-Arms, J. T. Hamilton.
 Mimeograph operator, Aaron Taylor.
 Storekeeper to Sergeant-at-Arms, Fred Senter.
 Clerk to Sergeant-at-Arms, Billy Davis.
 Superintendent of House, Mrs. W. M. Dickinson.

Night watchman, Olin Stanley.
 Elevator man, Lynwood Boyette.
 Messenger for Confederate Men's Home, J. O. Bradfield.
 Chief operator for voting machine, Lawrence Ledbetter.
 Assistant operator for voting machine, Lewis Petmecky.
 Telephone and telegraph clerk, Naywood Roberdeau.

INVITING GOVERNOR MOODY TO ATTEND JOINT SESSION.

Mr. Johnson of Dimmit offered the following resolution:

H. C. R. No. 1, Inviting Hon. Dan Moody to attend joint session.

Whereas, A joint meeting of the House and Senate has been provided for in concurrent resolution No. 1 at 1 o'clock p. m., June 3rd, 1929; now, therefore, be it

Resolved, That the Hon. Dan Moody, Governor of Texas, be and is hereby invited to be present at said joint meeting.

The resolution was read second time, and was adopted.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

By Mr. Snelgrove, Mr. Graves of Erath and Mr. Long of Houston:

H. B. No. 1, A bill to be entitled "An Act appropriating two million, five hundred thousand dollars (\$2,500,000) per year, or so much thereof as may be necessary, for the next two fiscal years, for the purpose of promoting rural school education and equalizing the school opportunities afforded by the State to all children of scholastic age living in small and financially weak districts, etc., and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Wallace:

H. B. No. 2, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them, as follows, to-wit: The Agricultural and Mechanical College of Texas, State Experiment Station, the North Texas Junior Agricultural College, John Tarleton Agricultural Col-

lege, Prairie View State Normal and Industrial College, the University of Texas (including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso), College of Industrial Arts, Texas Technological College, East Texas State Teachers College at Commerce, North Texas State Teachers College at Denton, Sam Houston State Teachers College at Huntsville, Stephen F. Austin State Teachers College at Nacogdoches, College of Arts and Industries at Kingsville, Southwest Texas State Teachers College at San Marcos, Sul Ross State Teachers College at Alpine, West Texas State Teachers College at Canyon, Texas School for the Blind and Texas School for the Deaf, for years beginning September 1, 1929, and ending August 31, 1931, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Wallace:

H. B. No. 3, A bill to be entitled "An Act making appropriation for the support and maintenance of the State government for the two-year period beginning September 1, 1929, and ending August 31, 1931, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Wallace:

H. B. No. 4, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain eleemosynary institutions of the State and other expenses of maintaining and conducting them for the two fiscal years, beginning September 1, 1929, and ending August 31, 1931, as follows, to-wit: Abilene State Hospital, Austin State School, Austin State Hospital, Confederate Home, Confederate Woman's Home, Deaf, Dumb and Blind Institute for Colored Youths, Girls' Training School, Home for Dependent and Neglected Children, State Hospital for Crippled and Deformed Children at Galveston, State Juvenile Training School, State Orphans' Home, Rusk State Hospital, San Antonio State Hospital, Terrell State Hospital, State Tuberculosis Sanatorium, Wichita Falls State Hospital, State Psychopathic Hospital, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Wallace:

H. B. No. 5, A bill to be entitled "An Act making appropriations to pay salaries of judges and the support and maintenance of the Judicial Department of the State government for the two-year period beginning September 1, 1929, and ending August 31, 1931, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Tillotson:

H. B. No. 6, A bill to be entitled "An Act imposing an excise tax on motor fuels as defined herein, including all fuels ordinarily, practically and commercially usable in internal combustion engines for the generation of power, sold, distributed or used in this State by distributors, as defined, with certain exceptions, including crude oil, fuel oil and kerosene, and exempting motor fuels distributed or sold to and used by the United States government, requiring distributors to file applications and obtain permits before engaging in the use, sale and distribution of motor fuels as distributors, and the time and manner of procuring the same, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Tillotson:

H. B. No. 7, A bill to be entitled "An Act to declare a State policy in the construction and maintenance of a State system of highways; declaring that such system of highways shall be developed from an independent revenue exclusive to the State adequate to traffic needs; declaring that in the provisions for revenues for such purposes recognition be given the principle that traffic should bear the cost of providing traffic facilities, and that property be relieved of the cost of this public improvement, etc."

Referred to Committee on Highways and Motor Traffic.

By Mr. Harrison, Mr. McGill and Mr. Pool:

H. B. No. 8, A bill to be entitled "An Act appropriating the sum of eighteen thousand, seven hundred and fifty dollars (\$18,750), or so much thereof as may be necessary, for the compensation and expenses of the Commissioner appointed by the Supreme Court of the United States under the decree of that Court based upon its opinions of December 5, 1927, and April 9, 1928, in Cause No. 2, Original in

Equity, October Term, 1927, styled State of New Mexico, Complainant, vs. State of Texas, to locate and mark upon the ground the boundary line between the State of Texas under the judgment of said Court, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Graves of Erath and Mr. Long of Houston:

H. B. No. 9, A bill to be entitled "An Act to amend Articles 2745 and 2747, Revised Statutes of 1925, pertaining to the term of office of trustees in common school districts; providing for filling vacancies in said office; repealing all laws in conflict therewith, and declaring an emergency."

Referred to Committee on Education.

By Mr. Graves of Erath and Mr. Long of Houston:

H. B. No. 10, A bill to be entitled "An Act providing for a local option method of determining the question of whether or not the county superintendent of schools in each county of this State shall be employed by the county board of trustees; providing that in such cases the county board of trustees may fix the salary of any county superintendent not to exceed the maximum now provided by general law, and declaring an emergency."

Referred to Committee on Education.

By Mr. Richardson:

H. B. No. 11, A bill to be entitled "An Act to establish a State Farm Board to promote the effective merchandising of agricultural commodities in interstate and foreign commerce, and to place agriculture on a basis of economic equality with other industries."

Referred to Committee on Agriculture.

By Mr. Harman:

H. B. No. 12, A bill to be entitled "An Act amending Section 24, of Article 7047, of the Revised Civil Statutes of 1925, fixing and levying an occupation tax on every person, firm or corporation exhibiting performances such as a circus, menagerie, Wild West show, dog and/or pony show, wherein bronco-busting, rough riding, equestrian or acrobatic feats are performed, or any other show, exhibition or performance similar thereto, or any combination of any of the foregoing, for

which pay for admission is demanded or received, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Harman:

H. B. No. 13, A bill to be entitled "An Act amending Article 2688, Revised Civil Statutes, 1925, providing for the election of the county superintendent of public instruction for a term of four years; providing for the filling of vacancies in the office of county superintendent; providing for the compensation of the county superintendent and maintenance of his office; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Education.

By Mr. Young et al.:

H. B. No. 14, A bill to be entitled "An Act making better provision for the regulation of the sale and dealings in stocks, bonds and securities in this State, including any share, stock, treasury stock, stock certificate under a voting trust agreement, collateral trust certificate, pre-organization certificate or receipt, subscription or reorganization certificate, note, bond, debenture, mortgage certificate or other evidence of indebtedness, any form of commercial paper, certificate in or under a profit-sharing or participation agreement, certificate of interest in or under an oil, gas or mining lease or title, or any certificate or instrument representing or secured by any interest in any or all of the capital, property, assets, profits or earnings of any company, investment contract, discount certificate or any other instrument commonly known as a security, whether similar to those herein referred to or not; and providing for the registration of certain persons and companies dealing in securities; this act being a blue sky law superseding the present blue sky law of this State; conferring powers and imposing duties on the Secretary of State and Attorney General, and otherwise providing for the administration of this act, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Tillotson:

H. B. No. 15, A bill to be entitled "An Act to amend Title 128, Chapter 1, subdivision 1, Article 7466, of the Revised Civil Statutes of 1925, which article expresses the constitutional authority for control of waters, declaring them the property of the State, and defining

the public rights thereto, by adding to Article 7466, subdivisions (a), (b) and (c), etc., and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Johnson of Dimmit, Mr. Tillotson and Mr. Chastain:

H. B. No. 16, A bill to be entitled "An Act authorizing the State Board of Water Engineers to have made a scientific and sanitary study and investigation and report on the sources, amount and quality of the underground water supply in Texas, and the conservation, maintenance and supplementing of the same, for the scientific protection of the water supply for domestic and municipal uses, irrigation uses; and providing for the co-operation of the State Department of Health; and appropriating out of the general revenues of Texas \$25,000 for each of the two years of this biennium, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Duvall and Mr. Beck:

H. B. No. 17, A bill to be entitled "An Act to amend subdivision 22, of Article 7047, of the Revised Civil Statutes of 1925, to make more equal and uniform the occupation tax on regularly established theaters where moving pictures or other entertainments are given, and providing for a reclassification of such theaters whereby, in cities of more than 40,000 population, suburban theaters located more than one mile from the city hall (court house) of such city and other theaters in such cities having a seating capacity of not more than 500 and charging a regular admission fee of not more than twenty-five cents, shall be classified in the same classification as such theaters in towns of 10,000 to 15,000 population."

Referred to Committee on Revenue and Taxation.

By Mr. Beck, Mr. Tillotson and Mr. Hubbard:

H. B. No. 18, A bill to be entitled "An Act authorizing the State Highway Department of the State of Texas to audit the records and fees collected by the tax collectors for the registration or transfer of motor vehicles, tractors, trailers, semi-trailers or other vehicles or for chauffeurs' licenses, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Beck, Mr. Tillotson and Mr. Hubbard:

H. B. No. 19, A bill to be entitled "An Act to provide that any person, firm or corporation desiring to operate over any highway or street in this State extra-heavy equipment for the transportation of heavy articles such as cannot be reasonably dismantled where the gross weight and width exceed the limits allowed by law to be transported, may do so by filing a bond with the State Highway Commission, etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Keller:

H. B. No. 20, A bill to be entitled "An Act creating the office of official shorthand reporters for Dallas County Court-at-Law No. 1, and Dallas County Court-at-Law No. 2; providing for the appointment thereof, and fixing the qualifications and salary of such shorthand reporters, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Jenkins, Mr. Van Zandt, Mr. Acker and Mr. Williams of Travis:

H. B. No. 21, A bill to be entitled "An Act to provide that the transcribed notes of the official stenographer of the evidence in any civil case tried in any district or county court of this State may be read in evidence upon subsequent trial of any such case, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Jenkins and Mr. Acker:

H. B. No. 22, A bill to be entitled "An Act to require clerks of the district courts, the clerks of the Courts of Civil Appeals, the clerk of the Court of Criminal Appeals and the clerk of the Supreme Court to file with the Secretary of State of the State of Texas, on or before the fifteenth day of September of each year, a written report showing the condition of their respective dockets on September the first of the year in which such report is made, etc."

Referred to Judiciary Committee.

By Mr. Cox of Navarro and others:

H. B. No. 23, A bill to be entitled "An Act setting forth the policy of the State of use of the funds derived from the lease and sale of the American Legion Memorial Sanatorium of Texas in building memorial armories for the Texas National Guard as a monument to

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the war dead of the State; appropriating two hundred and fifty thousand dollars (\$250,000) per year for the next two fiscal years to build memorial armories; setting forth conditions for their construction; providing that the title to the grounds and armories shall vest in the State; creating an Armory Board for location and administration of armories, and describing the personnel; providing for the method of payment of funds from the Treasury; providing for local management of armories, and describing the methods; setting forth the list of organizations entitled to use of armories, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Shelton:

H. B. No. 24, A bill to be entitled "An Act providing for the regulation of gins, ginners, ginning and licensing of ginners; providing for proper packing, wrapping, marking, and providing for weighing of seed and lint cotton and cotton seed, and keeping a record of same; providing for the collection of license fees to be used by the Commissioner of Agriculture for the enforcement of this act; requiring certain reports; providing penalties for the violation; defining certain terms; repealing certain articles of the statutes and all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Hines:

H. B. No. 25, A bill to be entitled "An Act to provide for the hiring of persons convicted of a misdemeanor or petty offense, who shall be committed to jail in default of payment of fine and costs adjudged against him; providing the procedure therefor, and that provisions of this act are to be cumulative and shall in no wise repeal any laws now existing relating to the manner of discharge of such persons, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

COMMITTEE APPOINTED.

The Speaker announced the appointment of the following committee to escort the endurance fliers to the Hall of the House:

Messrs. Beck, Patterson, Harding, Duval and Kemble.

HONORING ENDURANCE FLIERS.

In accordance with a resolution heretofore adopted providing for a joint session for the purpose of honoring the endurance fliers of Fort Worth, the Honorable Senate appeared at the bar of the House and, being duly announced, were escorted to seats prepared for them along the aisle.

Lieutenant Governor Barry Miller, being invited, occupied a seat on the Speaker's stand.

Hon. Dan Moody, Governor, was announced at the bar of the House and, being admitted, was escorted to a seat on the Speaker's stand.

The committee appointed to escort the honorable fliers, Reg. L. Robbins and Jim Kelley, to the Hall of the House, were announced at the bar of the House and, being admitted, escorted the honorable fliers to the Speaker's stand.

Speaker Barron then presented Hon. Barry Miller, Lieutenant Governor, who presented Senator Hyer of Fort Worth.

Senator Hyer then introduced Hon. Reg. L. Robbins and Jim Kelley of Fort Worth, who addressed the House.

Senator Hyer then presented Hon. Dan Moody, Governor, who addressed the House and presented to the aviators a commission from the State of Texas naming them as lieutenant colonels.

The Senate then retired to its Chamber.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 3, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. C. R. No. 1, Inviting Governor Dan Moody to address a joint session at 1 p. m., June 3, 1929.

S. C. R. No. 2, Relating to the birthday of Jefferson Davis.

Respectfully,

MORRIS C. HANKINS,
Assistant Secretary of the Senate.

HONORING JEFFERSON DAVIS' BIRTHDAY.

The Speaker laid before the House and had read the following resolution:

S. C. R. No. 2, Honoring Jefferson Davis' birthday.

Whereas, June 3rd is Jefferson Davis' birthday; and

Whereas, The Governor of the State of Texas has proclaimed this day a holiday; and

Whereas, The Legislature desires to honor the memory of this great man; now, therefore, be it

Resolved, by the Senate of the State of Texas, the House of Representatives concurring, That when the Legislature adjourns today it do so in honor of the memory of Jefferson Davis.

The resolution was read second time, and was adopted.

ADJOURNMENT.

On motion of Mr. Wallace the House, at 1:45 o'clock p. m., adjourned until 9 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committee has today filed favorable reports on bills, as follows:

Appropriations: House bills Nos. 1, 2, 3, 4 and 5.

SECOND DAY.

(Tuesday, June 4, 1929.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Mr. Speaker.	Forbes.
Acker.	Gates.
Ackerman.	Gerron.
Adkins.	Gilbert.
Albritton.	Giles.
Anderson.	Graves
Avis.	of Williamson.
Baker.	Graves of Erath.
Baldwin.	Harding.
Barnett.	Harman.
Beck.	Harper.
Bounds.	Harrison.
Brice.	Heaton.
Brooks.	Hines.
Carpenter.	Hogg.
Coltrin.	Holder.
Cox of Navarro.	Hopkins.
Cox of Limestone.	Hornaday.
Davis.	Johnson
DeWolfe.	of Dimmit.
Dunlap.	Johnson of Smith.
Duvall.	Johnson of Scurry.
Ewing.	Jones.
Finn.	Justiss.
Finlay.	Keeton.

Keller.	Ray.
Kemble.	Reader.
Kennedy.	Renfro.
Kincaid.	Richardson.
King.	Rountree.
Land.	Sanders.
Lee.	Savage.
Lemens.	Shaver.
Long of Houston.	Shelton.
Long of Wichita.	Sherrill.
Loy.	Shipman.
Mankin.	Simmons.
Marks.	Sinks.
Mauritz.	Speck.
Maynard.	Stephens.
McCombs.	Stevenson.
McGill.	Storey.
McKean.	Strong.
Mehl.	Tarwater.
Metcalfe.	Thompson.
Montgomery.	Thurmond.
Moore.	Tillotson.
Mosely.	Van Zandt.
Mullally.	Veatch.
Murphy.	Wallace.
Negley.	Warwick.
Nicholson.	Webb.
O'Neill.	Westbrook.
Palmer.	White.
Patterson.	Wiggs.
Pavlica.	Williams
Petsch.	of Sabine.
Pool.	Williams
Pope of Jones.	of Travis.
Pope of Nueces.	Woodall.
Purl.	Woodruff.
Quinn.	Young.

Absent.

Bateman.	Morse.
Enderby.	Rogers.
Eickenroht.	Snelgrove.
Fuchs.	Turner.
Hubbard.	Waddell.
Martin.	Walters.

Absent—Excused.

Bond.	Kinnear.
Bradley.	McDonald.
Chastain.	Minor.
Conway.	Olsen.
Cox of Lamar.	Prendergast.
Hardy.	Reid.
Hefley.	Smith.
Jenkins.	Williams
Kayton.	of Hardin.
Kenyon.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business: